

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Sericulture Department – Disciplinary proceedings initiated against Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District for allegations of irregularities pertaining to non-clearance of due amount while working at I.R.D.P. Grainage, Chandragiri, Chittoor District – Penalty awarded – Representation submitted – Penalty reduced – Orders – Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt.No. 928

Dated: 12-07-2010

Read the following:-

1. Procs.No.7773/97-B1, dt.15-01-2001 of DoS, Hyderabad.
2. From A.P.A.T. Order dt.31-03-2003 in O.A.No.10182/2002.
3. G.O.Ms.No.54, Agri. & Coop.(Vig.II)Dept., dt.17-02-2004.
4. G.O.Ms.No.201, Agri. & Coop.(Vig.II)Dept., dt.07-09-2006.
5. Govt.Memo No.10782/Vig.II(2)/2003-27, dt.14-09-2006.
6. From A.P.A.T. Common order dt.29-10-2009, in O.A.Nos.8078/2007, 7582/2007, 8021/2007, 8038/2007, 7578/2007, 8083/2007 & 1453/2008.
7. GORt.Nos.306, 307, 309 to 313, Agri. & Coop.(Vig.II)Dept., dt.09-03-2010.
8. From Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District & Technical Officer, O/o ADS, Kuppmam, Representation dt.15-05-2010.

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ORDER:

In this disciplinary case, the Director of Sericulture, Hyderabad awarded a penalty of "Compulsory Retirement from Service" against Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District for the alleged irregularities pertaining to non-clearance of due amount while working at I.R.D.P. Grainage, Chandragiri, Chittoor District.

2. The A.P.Administrative Tribunal, in its order dt.31-03-2003, in O.A.No.10182/2002 filed by Sri S. Venkataramana, Inspector of Sericulture(Dismised) directed, inter alia, to pass orders which shall be in uniformity with the orders passed in respect of similarly situated persons.

3. In the light of above A.P.Administrative Tribunal orders, in exercise of powers conferred under Rule 43 of A.P.C.S.(CCA)Rules, 1991, Government took up revision of the penalty orders issued by the Director of Sericulture, Hyderabad against (24) individuals, whose cases are similarly situated and issued necessary orders accordingly. Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District is one among the above (24) individuals.

4. After careful examination of the matter, Government, in the reference 5th read above, had requested the Commissioner of Sericulture, Hyderabad to pass orders to imposing a penalty of "Stoppage of three annual grade increments with cumulative effect" against Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District in uniformity with similar cases.

5. In the above case, among the above (24) persons, (7) persons have approached the A.P.A.T. and filed O.A.Nos. 8078/2007, 7582/2007, 8021/2007, 8038/2007, 7578/2007, 8083/2007 & 1453/2008 against the penalties awarded against them by the CoS, Hyderabad and confirmed by the Government by under revision.

6. The A.P. Administrative Tribunal, in its common order dt.29-10-2009, in O.A.Nos.8078/2007, 7582/2007, 8021/2007, 8038/2007, 7578/2007, 8083/2007 & 1453/2008 have ordered as follows:-

"....It is a fact that the Applicants were entrusted with the stocks of eggs for marketing purpose. They sold the eggs to various customers on credit basis, without the permission of the higher authorities. The Applicants could recover some of the amounts and there was also late remittance and some more amounts could not be realized from the alleged customers. Therefore, from the record, it is made out that there was dereliction of duty on the part of the Applicants, but subsequently, they remitted the amounts due to the Government. Therefore, I am of the view that a lenient view can be taken regarding the imposition of punishment.

In the light of the above circumstances, the O.As are disposed of. The order of recovery stands confirmed in view of the remittance said to be made by the Applicants. If any amount remained due, the Respondents are at liberty to recover the amount from the respective Applicants. The punishment of stoppage of three annual grade increments with cumulative effect is modified by reducing the same into stoppage of one increment with cumulative effect. No costs".

(PTO)

7. Government, after careful examination of the entire matter with reference to the common orders dt.29-10-2009 of A.P.Administrative Tribunal in O.A.Nos.8078/2007, 7582/2007, 8021/2007, 8038/2007, 7578/2007, 8083/2007 & 1453/2008, have reduced the penalty of 'Stoppage of three annual grade increments with cumulative effect' to that of "Stoppage of one annual grade increment without – repeat without cumulative effect besides recovery against seven individuals vide reference 7th read above.

8. Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District & Technical Officer, O/o Asst.Director of Sericulture, Kuppam, Chittoor District has submitted a representation dt.15-05-2010 before Government requesting to modify the penalty of "Stoppage of three annual grade increments with cumulative effect" imposed on him by the CoS, Hyderabad on the similarly situated case, on par with the individuals, whose cases were considered vide reference 7th read above.

9. Government have examined the entire matter yet again carefully and decided to consider the request of Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District & Technical Officer, O/o Asst.Director of Sericulture, Kuppam, Chittoor District to reduce the penalty of 'Stoppage of three annual grade increments with cumulative effect' to that of "Stoppage of one annual grade increment without – repeat without cumulative effect" against him in the above disciplinary case.

10. Accordingly, Government hereby reduce the penalty of "Stoppage of three annual grade increments with cumulative effect" to that of "Stoppage of one annual grade increment without - repeat without cumulative effect" against Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage, Chandragiri, Chittoor District & Technical Officer, O/o Asst.Director of Sericulture, Kuppam, Chittoor District in the above disciplinary case.

11. The Commissioner of Sericulture, A.P., Hyderabad shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K. GOEL

A.P.C. & SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri P. Vijaya Bhasker Chetty, Ex-Farm Foreman, I.R.D.P. Grainage,
Chandragiri, Chittoor District & Technical Officer,
O/o Asst.Director of Sericulture, Kuppam, Chittoor District
(Through: The Commissioner of Sericulture, A.P., Hyderabad)

Copy to:-

The Commissioner of Sericulture, A.P., Hyderabad.
Sc/Sf.

// FORWARDED: : BY ORDER //

SECTION OFFICER